

WEDNESDAY

**REGULAR MEETING
7:00 P.M.**

JANUARY 5, 2011

This Regular Meeting of Council was called to order on the above-stated date at the above-stated time after the Pledge of Allegiance and a Moment of Silence by President of Council Michael Cherepko with the following Members of Council present:

**RC-1 PRESENT: DALE McCALL, DARRYL SEGINA,
RICHARD DELLAPENNA, LORETTA
DIGGS, FAWN WALKER, MICHAEL
CHEREPKO, ALFRED TEDESCO, JR.**

Mayor McLaughlin said could they have a moment of silence for the retired Police Officer Joe Edwards who passed away on New Year's Eve.

Reverend Warren Smith of St. John's Lutheran Church led the prayer.

Also present were Mayor Regis McLaughlin, City Administrator Dennis Pittman and members of the Administration.

- Mr. Cherepko said he wanted to thank everyone for coming out this evening and wished everyone a Happy New Year. He said he is going to start the meeting tonight by making a few statements. He said normally he likes just to speak but he did write this down. He did so because with everything that is going on right now, he doesn't want to offend anyone unintentionally. He said he put together a little message that he would like to read so that he will make sure not to offend anyone. He read the message:

"First I would like to apologize to all the citizens of the City of McKeesport for the way events transpired last night. I would like to apologize to the employees of the City many of whom have been put in a really bad position as a result of politics associated

with the upcoming Mayor's election. Many of us may be running for Mayor. We should all remember however that the events of the last few weeks and last night do nothing but damage the City that I and I know all of you love so much. Our City is at a crossroads after seven years under the direction of Mayor Brewster. We cannot fall back to the old days of controversy and small-minded insults, which just make our City government look like a circus. The situation we have with our Solicitor must be resolved. Mayor McLaughlin has attempted to terminate the services of the Solicitor and appoint a replacement. The Solicitor and the majority of this Council disagree based on the Home Rule Charter but this happened. It is all right to disagree but we must settle the dispute like the rational leaders that our constituents elected us to be. It is apparent and in accordance with a letter I received this evening, I propose that both attorneys sit in the front row tonight and Mr. Moldovan may advise the Mayor and Mr. Elash will advise Council. Then I propose that they sit down with their respective attorneys and attempt to come to a peaceful resolution that they can all live with until the voters of their fair City have a chance to make a final decision in May and November. We need to focus our attention on stopping the violence on our streets and bringing the businesses into this City other than law firms.

- Mr. Cherepko said if Mayor McLaughlin agrees to put both attorneys in the front row, they can try to get to this Agenda peacefully this evening.
- Mayor McLaughlin said he agrees.

MOTION: Mr. Segina moved, seconded by Mr. Dellapenna, "To approve the minutes for the Public Hearing of November 30, 2010 and the Regular Meeting of December 1, 2010."

COMMUNICATIONS:

- Received a copy of a letter sent by Regis McLaughlin, Mayor, to J. Jason Elash.
 - Mayor McLaughlin said he would like to add to that. He said this is a letter that he sent out to Mr. Elash. He said furthermore, under the Home Rule Charter Section 8.03 as amended, since there is a vacancy in the Department of Law, he has designated as Acting Director of the Department of Law, the Law Offices of Ira Weiss, Mr. Ira Weiss and Mr. Bert Moldovan, Esq., of Counsel. He said Mr. Weiss's Office will serve during this period of time to represent the City as the City Attorney.
 - Mr. Elash said, for the record, he would just like to note that that obviously Council has a different legal interpretation as to that.
- Received a memorandum from former Mayor James Brewster RE: International Village Revenue and Expenses for Fiscal Year 2010.

- Received a letter from Cheryl Moon-Sirianni, Assistant District Executive, Design Division of the Pennsylvania Department of Transportation, RE: Allegheny County, North Versailles Township, City of McKeesport, White Oak Borough and East McKeesport Borough, Resurface Portion of S.R. 0148.
- Received a copy of a memorandum sent by Dennis Pittman to Regis McLaughlin, Mayor, RE: Trail Council. They are recommending Bob Biros' appointment as a volunteer Board Member on the Trail Council.
 - Mayor McLaughlin said that Mr. Elash stated that Council has to have five days notification of all appointments.
 - Mr. Elash said that was the Ordinance that he and Patty discovered when they were looking through to update the rules and procedures of City Council and he just wanted to make sure that all of these appointments were done legally from now on. He said it would simply involve them waiting a month. He said he will provide Mr. Moldovan with a copy of that tomorrow.
 - Mr. Pittman said if that correspondence was logged at the City Clerk's office and available five days before the meeting, would that satisfy the five day requirement.
 - Mr. Elash said the ordinance itself requires an opportunity for Council to interview the potential appointee. He said if they want to waive that requirement and make that appointment, they may do so. He said the Trail Commission is a little bit different than the Sewage Authority and the other major authorities in the City. He said no less important but
 - Mr. Pittman said he just wanted a clarification.
 - Mayor McLaughlin said does Council want to waive that five-day requirement.

- Mr. Cherepko said does Council want to wait until next month for all of the appointments that the Mayor has. He said they are just going to wait until next month if that is okay with the Mayor for all of the appointments he has.
- Mayor McLaughlin said that is fine.
- Received a copy of a memorandum sent by Dennis Pittman to Raymond Malinchak, City Controller, RE: Relocation of City Offices.
- Received a copy of a letter that was sent to Mayor Regis McLaughlin and Business Manager Dennis Pittman, RE: 2010 International Village Financial Report.
- Received a letter from the Allegheny League of Municipalities. This is an appointment to the Allegheny League and they need a decision by January 27, 2011.
 - Mr. Cherepko said they will have to make a decision and waive the five days.
 - Mr. Elash said they have no choice but to waive that requirement.
 - Mr. Cherepko said they are going to go ahead and waive the five-day requirement.
 - Received a letter from M. Richard Dunlap, Executive Director of the Allegheny League of Municipalities. Mayor Brewster was the City's representative but now that he was elected to the Pennsylvania Senate there is no current representative. They are requesting the name of McKeesport's new representative prior to January 27.

- Mayor McLaughlin is recommending Darryl Segina as the Representative for the Allegheny League of Municipalities.

MOTION: Mr. Tedesco moved, seconded by Mr. Dellapenna, "To appoint Darryl Segina as the City of McKeesport's Representative to the Allegheny League of Municipalities."

RC-3 YEAS: McCALL, SEGINA, DELLAPENNA, DIGGS,
WALKER, CHEREPKO, TEDESCO 7

NAYS: NONE..... 0

- Mr. Segina said he wants to thank his fellow colleagues on Council for appointing him to the ALOM based on the recommendation from Mayor McLaughlin. He said thank you very much for that spot.
- Received a letter from David Donahoe, Executive Director, Allegheny RAD, notifying the City that the Board adopted the 2011 budget and Renzie Park was awarded an operating allocation of \$618,130 and \$50,000 for capital projects.
- Received a copy of a memorandum sent by Dennis Pittman to Ray Malinchak, Controller, RE: International Village Revenue/Expense Report.
- Received a copy of a letter from Mark Depretis, Director, Government & Regulatory Affairs, Comcast, Keystone Region, RE: Important Information and Price Changes.
- Received a letter from Hugh Coughanour, President, Board of Directors, and Michele Matuch, Executive Director of the McKeesport Hospital Foundation, notifying the City that the McKeesport Hospital Foundation approved the City's request for funding for support of the McKeesport Weed and seed Crime and Safety Logic Model in the amount of \$7,500.

- MOTION:** Mr. Tedesco moved, seconded by Mr. Dellapenna, "To approve attendance at the Allegheny League of Municipalities Annual Conference at Seven Springs."

- Received a letter sent by City Controller Raymond Malinchak to Mayor Regis McLaughlin and Business Manager Dennis Pittman, RE: 2011 Budget, Control and Administration.
- Received the McKeesport Weed and Seed Initiative Activity Report for the Month of November 2010.
- Received a letter from Raymond Malinchak, Controller to Michael Cherepko, Council President, and Regis McLaughlin, Mayor, RE: Resignation of Raymond M. Malinchak from McKeesport Industrial Development Authority.

Mayor McLaughlin said he has the Department Heads here to give a report on the last month of the year from last year. He said they will start with Kevin Lust of the Fire Department.

- Fire Chief Kevin Lust said Happy New Year to everyone. He said he will go over 2010 which was a busy year for the Fire Department. He said he believes he kept them up to date during the year as things progressed in the Department. He said as they know they got a new fire engine delivered last January. He said they have all seen the picture of the new boat in the paper, "190." He said people have asked him what "190" is. He said it is their call number in Allegheny County. He said anytime they hear "190" on the radio, it is the City of McKeesport. He said that is why the boat is named the "190." He said the Mayor asked about the trip in the water and they had the service manager come in and go through it with them. He said they will do a major training on it when the weather breaks. He said they will have something for the public in the Spring. He said they had the ISO Level 300 and 400 trainings and all the members had refreshers in Hazardous Materials. He said they have 15 scuba divers between the Police and Fire Departments who are trained and maybe a couple who are interested in the Ambulance service as well. He said they also are going to have ice training on the river next week and the weather looks like it is going to cooperate with them on that. He said the awards that Council voted on for exhaust systems in both stations, turnout gear for 20 firefighters and a thermal imaging camera and hose have been bid out and are in the process of being bid on. He said he wanted to thank the local Lions Club. He said they donated an AED for Fire Station #2 because of the senior citizens that are often at the concerts in the Band Shell in the summers. He said they also have one located in Station #1 downtown. He said that defibrillator is going to be located in Station #2. He said he would also like to thank the Task Force members who worked so hard and long to buy the PASS devices. He said the PASS devices are what the firefighters personally wear and are a personal accountability system. He said they sold tickets and donated a PASS device that will be coming in soon. He said the call volume last year was 1,224 calls for the year. He said 250 calls were auto

accidents, rescue and medical, 240 were false alarms, 150 were structure fires, and 275 were hazardous conditions such as landing zone, gas fills, or CO detectors. He said everything else is going well down there. He said they are going to start civil service testing again because they are down a couple of men. He said one has been injured over a year and a half and they don't know what is going to happen there. He said they also have a part-timer that quit so they have to fill that position too.

- Mr. McCall said do you have any idea when the testing will take place.
- Chief Lust said it is up to the Civil Service Committee and they are putting the test together. He said it will be within a month or so. He said that is for part-time positions too. He said when he talks about positions opening, as their contract reads, if a full time position opens, it comes off the floor. He said they have 11 part-timers on there and they don't have an active list whatsoever to fill a full time position. He said they are just going to have an active list.
- Public Works Director Nick Shermenti said good evening. He said the Public Works is divided up into 6 Departments – Parks, Traffic, Recycling, City Garage, Streets, and Garbage/Sanitation. He said in 2010 they paved 14 streets, some partial and some full. He said those streets were 6th Street, Abraham, Allyson, Cookman Alley, Garbett Street from Grandview to the dead end, Grandview Avenue in portions, Neal Alley, Odair, Patterson Avenue at the bend, Seabury Street, Union from Bailie to Versailles, Versailles from Union to Evans, and Wesley to Williams Street. He said the material came from Hansen Aggregates. He said they went with the TRCOG to get the lowest price they could get. He said they spent \$235,000 on asphalt, which came to 4,681 tons. He said they could not have done it without the new paver that cost them \$120,000. He said he wanted to thank Dennis and

Bethany for getting that for them. He said all of the Departments come through the City Garage. He said the City owns 71 vehicles that are street worthy that go on the road, except 20 pieces of equipment; they all have tires on them. He said on the piggyback program, the City purchased \$68,075 worth of tires, including equipment tires, heavy-duty truck tires, or passenger truck tires or whatever. He said they also recycle, what costs the City to recycle \$2.15 per passenger tire, \$5,334 in tires. He said they cannot be taken to the landfill. He said he wants to alert the public ... they are finding a lot of them out on the streets. He said they cannot afford to take their tires and recycle them. He said they are finding garages full of them that are dilapidated up in the Seventh Ward. He said they are throughout the City. He said people are rolling them over the hills. He said it just seems that they appear. He said every morning when they get up, there are tires everywhere. He said it is costing the City a lot of money.

- Mayor McLaughlin said he knows at one time they could shred the tires a certain way and they took them.
- Mr. Shermenti said some of the landfills took them and it depends on what their quota was. He said if they reached their quota then none of them will take them. He said it is sort of like contaminated dirt now, they can take a certain amount and that is it. He said they won't go through the containers to see if they are in there but it did not work out. He said also because these vehicles are traveling 24 hours a day and 7 days a week, they spend \$241,809 in fuel, either gasoline or diesel and motor oil. He said that equals \$87,930 gallons of fuel this City consumes. He said that is a lot. He said the fire trucks, police cars, ambulance, and everyone fills up there. He said they do get reimbursed from the Sewage Authority and the Ambulance Service – they do not have a free ride, but help them pay the bill. He said

sanitation; they have another problem there. He said if Pat is wrong, he can put it in the paper for him.

- Mr. Pat Cloonan said he is still worried about the tires.
- Mr. Shermenti said it is pretty bad when you leave the City garage on Friday afternoon and go home for the weekend and the containers are empty but when you get there on Monday the containers are full. He said people are illegally dumping and it is costing the City a lot of money. He said there are also landlords. He said when they throw someone out they think that the City can come out and pick up all the furniture, all the clothing, all the items of the tenants and get rid of it. He said the City doesn't do house clean up – they take municipal garbage and that is what the bill pays, it doesn't pay for these clean ups. He said they are not as bad as what they thought they would be. He said three years ago when the other vendor was there they were close to a million dollars a year. He said they did hit \$1 million this year and this is the third year of the contract. He said they went to \$1,035,000 and they collected 12,694 tons of garbage. He said the City guys go out and trash pick every day on the viaducts, ramps, and Patterson Avenue. He said the garbage is phenomenal.
- Mr. Malinchak said is there any chance that the people who left garbage in the dumpster screwed up and left a return address in the garbage. He said have they ever looked through it. He said he doesn't mean to go looking through garbage.
- Mr. Shermenti said well, yes, they did catch a few and they slapped them on the wrist and did not fine them. He said they didn't come back. He said people will call the Administrator to ask if they can bring things down to dump, the Administrator will call him to ask, and he will

tell him to tell those people to get their own containers. He said the City can't afford to take other people's garbage. He said he has to go to Mr. Malinchak every year and be responsible for his budget and he can't be responsible for landlord that lives outside this town that left his garbage behind.

- Mr. Malinchak said he would like to get back to the gasoline. He said it seems like they had a big uptake. He said it also seems like the amount of tires they are consuming is constant. He said he has looked at it and Nick knows that he has looked at it. He said it seems like two things are happening. He said they are probably idling the cars a lot because they don't wear out tires when they are idling them or maybe they should go back and make sure the sources of information on the gallons of gas are correct. He said that bothers him when there is a 10,000 gallons of gas increase.
- Mr. Shermenti said after he and Ray spoke it may very well be that this may very well be just a little bit of a carryover from 2009.
- Mr. Malinchak said yes, it might be 13 months.
- Mr. Shermenti said that's right, so it might not be a fair figure. He said the Street Department responded to 989 calls. He said the Recycling Department responded to 105 calls, the Parks Department to 35 calls, and Traffic to 45 calls. He said that is the end of his report for 2010. He said for Mr. Segina, in the Sanitation Department, they recycled 144 tons of recyclable materials, which saved them \$12,500 going to the landfill. He said that is not a great figure. He said that is not a great figure. He said they have to pick up on that figure. He said if they can't he doesn't know what they are going to do but they are spending \$150,000 for 2 employees wages and only collecting \$12,500.

- Mr. Segina said a lot of it is the cooperation of the neighborhoods themselves.
- Mr. Shermenti said it is an ordinance and it is the law.
- Mr. Segina said the collection costs go up on sanitation and a lot of the reason is because of the lack of recycling. He said he knows the guys do a good job of getting around. He said they have so many people moving into the City and he doesn't know the last time they got new bins but people aren't aware of it. He said that maybe they should put a flyer in one of the mailings. He said a lot of people would join in with them if they just knew they had recycling.
- Mr. Shermenti said the recycling schedules will be ready within a week for 2011 and will be passed out. He said they do put flyers out. He said they contact the businesses also. He said it is the law in Pennsylvania and they have to do it. He said the DEP says you have to do it.
- Mayor McLaughlin said are they still picking up cardboard from certain places.
- Mr. Shermenti said yes they are.
- Mr. Segina said are they still getting the reports from the different commercial businesses. He said that all goes in with the recycling grant.
- Mr. Shermenti said yes. He said two years ago it dropped and last year they went around with flyers that the DEP and Allegheny County supplied and it went back up. He said it worked.
- Mr. Segina said the hospital alone recycles a lot of things.

- Ms. Diggs said she looks through her neighborhood but no one recycles but her. She said there are no bins out at all.
- Mr. Shermenti said that is the problem.
- Ms. Diggs said are they going to get new bins.
- Mr. Shermenti said he has new bins. He said puts this money right back into the program.
- Ms. Walker said she has two questions. She said first she wants to know where they are in case they get another snow fall like they had last year. She said then second she said she talked about it with the past Mayor but she would like them to explain the process that goes into deciding what streets are paved. She said she rides on Federal Street and everyone knows there are certain streets that obviously need to be paved. She said it is obvious to her that there are certain streets that need to be paved. She said can he explain to her who makes that decision and what goes into that decision. She said there are so many streets that need to be paved.
- Mr. Shermenti said he is going to go through the snow routes first and then he will talk about the streets that need to be paved. He said there are 7 different routes that the City employees do and that goes all the way back to when Darryl was in charge of the Public Works Department. He said they are actually using the same trucks as when Darryl was here. He said it is probably the same salt too. He said they do the main arteries first and there are three sections. He said they have a state route, a county route and the City emergency route. He said the State actually pays them to their route and the County does the same. He said they are the main thoroughfares. He said Lysle Boulevard is a State route as is Walnut Street. He said O'Neil

Boulevard, Hartman Street, and Eden Park Boulevard are County routes. He said the big tri-axles cover that. He said the big main routes such as Versailles and Evans that lead to the Hospital are the first ones that they do. He said the smaller trucks will go into the neighborhoods. He said depending on whether he has a truck broken down or a driver that did not come in, he may only cover 6 routes instead of 7 and then when they are done, they will cover the 7th route together to get it cleaned up. He said it takes approximately 5 to 6 hours to get things done if everything goes well when they are plowing, 4 hours if they are only salting. He said then they will start hitting the alleys. He said most of the time it snows at night, but he thinks it is because no one wants him to sleep so when it gets close to morning they will get closer to the school routes if they have a 2 or 4 hour delay. He said that is how their snow routes go.

- Ms. Walker said do they have ... in case they need to get contractors to come in ... a list of people.
- Mr. Shermenti said yes. He said he did something different than the City of Pittsburgh. He said he dictated to them how much the City was going to pay them, he did not ask them how much they wanted. He said he told them if they wanted to come and get some extra money and go to work they could. He said that is why the City of Pittsburgh paid over \$100 an hour and McKeesport paid \$45 to \$50 an hour.
- Mr. Cherepko said he commends Nick for that. He said he also thinks it is important for the citizens to know how many different companies they had come in.
- Mr. Shermenti said they had 7 different contractors that came in and helped.
- Mayor McLaughlin said plus individuals.

- Mr. Shermenti said they all got paid the same amount of money no matter what.
- Mr. Malinchak said he may have missed it but asked if Mr. Shermenti would share with them the budgeted amount of money for salt versus the actual amount of money spent on salt.
- Mr. Shermenti said the normal budget for salt is \$100,000 for 3,000 tons and in 2010 they spent \$247,000 for almost 5,000 tons of salt. He said that is where they were last year. He said they were one of the fortunate ones that got salt last year because when they ran out, he was lucky enough to be ahead of the ballgame that they had some left over. He said this also includes the salt that he started that he started with this year. He said the bin was full all summer. He said he made sure that if the prices were going to go up that he was going to start on a lower rate.
- Mr. Tedesco said will they piggyback with TRCOG again.
- Mr. Shermenti said they used to piggyback with Costar through the State but they got too high and they found a better rate with the TRCOG. He said the TRCOG now is at \$52.00 a ton. He said three years ago when they were with the State they were at \$60.00 with the State. He said he doesn't know how that works, but
- Mr. Cherepko said and once again that is money that is unexpected expenses. He said a lot of times they hear that they will get the federal money to come in and they don't get money for that.
- Mr. Shermenti said there are a few thousand dollars that they actually paid for liquid calcium. He said when it gets below a certain temperature, the salt doesn't work, and they need the liquid calcium to activate the salt. He

said now if she wants to know about the streets He said he has this crystal ball and he goes over to it and he asks it if they should do Abraham and it says yes or no and He said it does not really work that way. He said the Mayor and him go out. He said it all depends on where they are getting the funding. He said they have to go to the CDBG Director, Bethany, and she tells him how much money he has and then he has to go to Dennis and he tells him how much there is in the General Fund. He said then there might be a grant somewhere from different other areas that can be spent in a certain area to pave certain streets. He said he can only go to what is eligible so he gives her the list and she gets one of her employees to get the list approved and make sure the list is eligible through the Federal government and he picks the worst streets in that area and they pave them. He said it is really not his decision. He said the Mayor and he go out and look at it and they try to do a little bit in every neighborhood. He said for instance, there were some things that didn't cover and they had to pay for it out of their General Fund.

- Ms. Walker said that is obviously something that they are going to have to talk about further because she doesn't understand how this whole entire City of McKeesport but only certain streets are eligible.
- Mr. Shermenti said eligible for CDBD funds.
- Ms. Walker said but what about the other areas.
- Mr. Shermenti said then he has to go to Dennis to see how much there is in the General Fund.
- Ms. Walker said then if he doesn't have any money then the people in that neighborhood don't get their street done. She said that doesn't seem fair. She said that is something she thinks they are going to have to discuss.

- Mr. Shermenti said they are fortunate to get the funding.
- Mayor McLaughlin said Haler Heights would never get the funding.
- Ms. Walker said some of these streets have been like that, just to be honest, for a very long time. She said she has lived here all her life and has ridden down the same street and it has always been bumpy. She said she is trying to make it a little more fair. She said everyone should have their street paved.
- Mr. Shermenti said what is depressing about this and he is sure Darryl has gone through this, a paved street only lasts seven to ten years. He said he is already looking at streets that he paved that need paved again. He said he is behind the eight ball. He said he is looking at roads that are falling apart that he paved. He said the roads that Darryl paved, he never even got to. He said it is a lot of money. He said this price for asphalt he gave them does not include the price for hauling it in. He said the City trucks are not able to bring the asphalt in, those trucks have to bring it in 23, 24 tons at a time and they are \$80 an hour. He said they are expensive.
- Mr. Segina said in the meantime while these streets deteriorate, if they are there for 7 or 8 years, after 5 years, they are out there patching them because there are potholes or fixing the seams.
- Mr. Shermenti said some of them are like washboards. He said they have to remember he only has 11 employees in the Street Department. He said they can only do so much. He said they do one heck of a job. He said he commends them because he doesn't know how they get it done. He said they are 11 men and they have 104 miles of street – the ratio is just not there. He said he does have a wish list if she wants to put her

request in. He said it is not a big list. He said didn't he tell them they would be entertained. He said he doesn't know how anyone understands this. He said the City's Public Works Department has no radio contact with anyone anymore. He said not the Police Department or the Fire Department. He said 9-1-1 abandoned them when they went to the high band. He said his guys are out working in the middle of the night by themselves with no radio communication with anyone and that is bad. He said he needs help.

- Mr. Tedesco said are they working with B.J. to get them new radios.
- Mr. Shermenti said he still can't be in contact with 9-1-1 or Fire because they are on a different band.
- Chief Lust said they went to the Ultra and it is even a burden on them right now but he understands that B.J. is going to the Ultra too. He said 9-1-1 commanded them to go to the Ultra. He said whether they have that channel or not still active
- Mr. Shermenti said he has it active but there is no one that he can talk to because 9-1-1 abandoned it. He said no one answers.
- Chief Lust said it is high band and they are on Ultra. He said it goes low band, high band, ultra. He said they want to go all ultra and don't want to speak to anyone on high band. He said actually the Public Works was the Fire channel at one time and now they have everyone on the channel from Plum to Duquesne to wherever. They will not let Public Works on that. He said they need their own channel to take back and forth. He said there is no one to sit there ... there used to be the Public Works secretary who had a radio in her office and they don't have that now.

- Mr. Segina said he can't believe this is occurring now. He said he has been out there early morning hours when it is dark yet at 3:00, 4:00 in the morning and you have to keep in contact with the men. He said if there is an emergency and an EMT has to get through they have to get to that street and salt it for them, they have to make sure no one goes over a hillside and is okay. He said he would like to see them get a price on what they need to equip these trucks so they do have the proper radios in them. He said he is flabbergasted.
- Chief Lust said they went to the Nextel to try and eliminate the radio but it did not work.
- Mr. Segina said the last time he talked to the sales person about that, they have corrected that problem.
- Chief Lust said that is a suggestion that they can do in case of an emergency or they need walkie-talkies on a Citywide basis.
- Mr. Shermenti said when he is out with his men, he has a police radio in his City vehicle, but by law he is not allowed to get on it. He said he broke one of his golden rules by letting his employees use their personal cell phones at night to get in touch with him if he needs them or they need him. He said he doesn't like his employees to use their own cell phones.
- Mr. Segina said it is very important. He said when he had guys going out, if they didn't turn on their radio, he would go after them, call them in and tell them to go home. He said it was that important that they have radio communication.
- Mr. Shermenti said there are times when he doesn't have trucks in certain areas and he is a driving 1990's Fords which are 10-ton trucks with turbos that are very

expensive to fix. He said they are starting to eat him alive. He said the turbocharger went out on them last week and it was almost \$4,000. He said to update the trucks even if they are updated used ones. He said he needs something to help them.

- Mr. Segina said he thinks the thing Nick should do is tell them what he needs and of course the Mayor and Administrator will be in on this and the final approval comes down to Council. He said he should let them know what he needs so they can get a price on what they are looking at. He said it doesn't mean he will get it in the next six months or this year but they can hope and pray that somewhere along the line that either some money pops up through a grant or Dennis opens up the purse.
- Mr. Shermenti said Darryl knows how the recycling grant works. He said they bought GMC that way and it was a great thing. He said he had a truck ordered two years ago and it was a 10-ton \$112,000 with a plow and spinner and everything. He said it used to be that they would do a match or the City would pay 10%. He said recycling is not like that anymore. He said now they pay 30% and the City had to pay 70% so he had to let it go.
- Mayor McLaughlin said can't they check with other communities to see if they are getting rid of vehicles like the Fire Department.
- Mr. Shermenti said that is what he did. He said he got the last truck from Liberty Borough. He said he got the last one from Liberty Borough, Mr. Elash found it. He said it was a great truck, a 1994 truck but it only had 8,000 miles and he got it for \$10,000. He said it was a \$100,000 truck.

- Mayor McLaughlin said what about radios and walkie-talkies.
- Mr. Shermenti said all they have is garbage, the same thing they have. He said it is like talking into outer space.
- Mr. Segina said when they got equipment they would get it on a lease purchase plan and go through Community Development and pay it out over the five years. He said that is the only way you can do it with a \$1.00 on the last payment then you would own it. He said that is the only way they are going to get \$110,000 out of this City to buy a truck right away.
- Mr. Pittman said if they could get some more of those trucks that only drove to church on Sundays with 8,000 miles on them....
- Mayor McLaughlin said Bethany just gave him a memo that they have to go out and look at the streets. He said if Fawn has a street or two that she would like them to look at, she should write them down and give it to Nick.
- Mr. Shermenti said if it is in the area and the funding is there, he does not have a problem, he will pave anybody's street. He said he will pave anyone's street but his own.
- Recreation Director Jim Brown said Good Evening. He said he will not take anywhere near as long as Mr. Shermenti. He said he first wanted to thank his Festival of Trees Committee ... Pat Harris, Cindi James, Fawn Walker, Patti Bosnak and the Recreation Board Committee members who gave him a hand with the Festival. He said the start was very shaky. He said they were going through the changing of the phone system when they were supposed to be getting the faxes in for the application so there was at least a whole month they went

through without any type of communication without getting any faxes. He said the President of his Committee, Pat Harris, got very nervous when there were no applications coming in. He said when they finally got the fax working two weeks before the Festival. He said they got to the Festival and everything was going well until he got a phone call that his Santa Claus was sick. He said it was an hour before the Festival and he does not have a Santa Claus. He said his Vice President of the Rec Board, Porky, came through for him and found a Santa Claus which he appreciates. He said he thought he was going to have to do it himself. He said he wanted to thank everyone that helped him out. He said they made \$1,440 out of which they had to pay Santa \$75 a night so they netted \$1,140. He said that was a nice bit of change although they were down from \$1,360 from the year before but they did not have to pay for Santa Claus the year before. He said some of the things they will be working on this year will be getting in touch with the Lions Club for the Summer Concert series. He said if anyone wants to pitch in and get involved with that, they are more than welcome to do so. He said he is also going to be working with the Rec Board to see who is interested on being part of the Rec Board. He said they have a couple of people whose term is expiring and he is going to see if they would like to continue their participation. He said for the past year and a half, the Rec Board has not had a lot of participation. He said there have only been a few people doing all of the work. He said he would like to get everyone together and discuss the ins and outs of what they are going to be doing this upcoming summer.

- Mayor McLaughlin said if Jim gets any nominations for the Rec Board to make sure he gets them to Council at least five days before the next meeting.
- Mr. Brown said he will make sure he gets them to Council at least three weeks in advance of when they need to be voted on. He said that is all he has to report.

- Ms. Walker said does he know when there will be a Rec Board meeting.
- Mr. Brown said he just got the numbers from Patty this week so he will call everyone to set up a meeting for the beginning of February. He said he wants to meet with the Mayor and Nick regarding the boys and girls baseball and softball to get the field situation taken care of first. He said he does not have a date for the meeting but he will call her and let her know when it is scheduled.
- Community Development Director Bethany Bauer said good evening. She said there are a few things that her Department is wrapping up. She said they are working on the middle of their 2011 Action Plan and Analysis to Impediments to Fair Housing for HUD. She said her fiscal year is a little different than the City's calendar year. She said along with that they will be closing out a lot of their 2010 projects and getting that report to submit to HUD. She said also the City received some Stimulus money or Federal Recovery Act resources and the fiscal years of those programs are coming due and there are a million reports coming due on all of that this month. She said they are going to be a little inundated with that but will get through that quite easily. She said she recently received a flyer that she and Jim Brown would like to discuss with the Mayor and the Department of Natural Resources is opening up its application period. She said they are going to have some trainings that they do annually. She said they will meet with the Mayor to see what direction they want to go. She said the City has finally received resources from Harrisburg for the Weed and Seed Program. She said a portion of that will go back to the City for our police officer's time. She said that was a real struggle to get that money. She said she also has had the opportunity to meet with the Intersection and Sister Bonnie. She said they discussed with several agencies the programs they provide during their meals and they are completely out of space. She said there is

a possibility that they may want to look at reconfiguring the facility. She said that may be a good thing for the number of people that they serve. She said also in attendance at that meeting was the new management for the YMCA building which is Action Housing. She said they are going through some gyrations right now. She said she would like to thank Public Works, the Fire Department, and the Police Department for their assistance with the Hometown Streets project and the West Fifth Avenue Project. She said those projects were done by contractors but every time she had a little pickup, everyone was wonderful and more than happy to help. She said they are going out to bid in February for ball field lighting at the youth lot Sulphur Springs. She said then with Council's approval they will award the bid in April and do the construction of that. She said funding has been identified through RAD and the Community Development Block Grant money. She said also the Tenth Ward ramp into the Lower Tenth Ward ... Council has awarded that contract. She said the contractor has asked her if they can wait until it gets a little warmer and she has no problem with that. She said that project is still on the table.

- Mayor McLaughlin said the money for the lights on the youth ballfield, is there any match required for that or is it paid for.
- Ms. Bauer said the match is a fifty percent match and is identified through 2010 CDBG funds and a small piece of 2011 Action plan.
- Ms. Walker said she has a question. She said has Community Development ever gotten involved and opened up an activity center for some of the youth in the City. She said they own a lot of buildings in the City. She said could one of the buildings be used for something like that or something like a playground. She said is that something that is first of possible with that or something that has ever been done.

- Ms. Bauer said she does not believe it has ever been done. She said she honestly doesn't know whether it would be possible. She said at one time they funded ... they fund one after school program currently ... the Boys and Girls Club. She said they also used to fund an after school program in the Lower Tenth Ward that she believes has gone defunct in the church. She said she doesn't know per se if the City owns a lot of buildings. She said they own a couple. She said the City doesn't like to own buildings because of liability.
- Ms. Walker said the Housing or something owns them ... the Housing Corporation.
- Mr. Cherepko said he thinks she said MHC.
- Ms. Walker said they don't own them either.
- Ms. Bauer said they own a couple of houses for a couple of unique situations but they don't own any large facilities. She said she knows at one time they tried to discuss that through the School District through Weed and Seed but she doesn't think those conversations got too terribly far.
- Mr. Cherepko said he thinks in the near future with the school district renovation projects and building new schools, they are not sure what they are going to do with Centennial or George Washington at this point. He said that might always be an option down the road.
- Mayor McLaughlin said that might be an option but it might be a liability too.
- Mr. Cherepko said absolutely.
- Ms. Bauer said that is all she had unless there were more questions.

- Mayor McLaughlin said he and Dennis Pittman got a call from a real estate agent and there is a possibility that the old Social Security building on Fifth Avenue might be sold. He said fortunately it will be on the tax rolls but unfortunately it may be a day care center. He said that is something they may have to work out. He said they may have a building that is occupied on the tax rolls. He said he would like to recognize State Representative Bill Kortz who is in the audience this evening. He said he has been sitting in this chair and has been on duty for one month. He said it has been a good month and a hard month. He said he never thought it would be so much work to be honest. He said he will bite the bullet and can handle it. He said he wanted to make sure it is on the record that he checked the budgets many times and thinks he made the statement before. He said he wants the citizens to know that he is giving \$10,000 back out his salary to the City to help keep certain parts of the City afloat. He said he does not have the Tahoe that the past Mayor drove; he drives his own vehicle. He said he is putting the Tahoe back in the police fleet so they can use it. He said they need it more than he does. He said he is not taking any health benefits and is using his own benefits and paying for his own benefits. He said he wants the City to know that.

COUNCIL REPORTS:

- Mr. Tedesco said he has a couple of questions for Mr. Pittman. He said with everything that happened at last month's meeting he had a question. He said there was a communication from Mr. Pittman regarding repayment from the City of Pittsburgh and there was an issue. He said has that issue been resolved.
 - Mr. Pittman said yes the issue has been resolved. He said the Fire Chief, the Emergency Management

Coordinator Ed Coulter and he were able to contact both the State and the City of Pittsburgh. He said they did receive the Police Reimbursement for G-20 which was in September of 2009. He said the Fire Department participated in that as well. He said the Chief put together a detailed report of the time and equipment that was utilized and it went down through the Emergency Management system. He said it was later determined then when the Chief had some direct communication from the Chief that it was not going to be eligible for reimbursement. He said he does not believe that was their understanding when they did it. He said he thinks they were pleased that G-20 happened in the region and they could participate but it is unfortunate that they budgeted for that reimbursement but it did not occur. He said the Chief might want to add to that if he could.

- Chief Lust said when they went to the first meeting on G-20, he had to come back for approval to the City to see whether they should or shouldn't go. He said Mayor Brewster told them most definitely they should support the City there. He said when he went to the meeting, Chief Full was looking straight at them and told them that they were all under mutual aid and they sign mutual aid agreements in every region every year. He said that the Chief told them that if there is money to be bought back then they will be paid because McKeesport is a paid department and it will pay for their men and they will then work out with the volunteers if they can get a settlement out of it. He said then he came down and referred back to the City. He said he doesn't know whether the Pittsburgh Fire Department got any money but the reimbursement from the Federal government was with McKeesport working as mutual aid to Pittsburgh. He said their total cost was \$1,800.00.

- Mr. Pittman said it was about \$2,000.
- Chief Lust said they sent two engines down with three men on the engines. He said fortunately it came up as a mutual aid agreement. He said it came back written up by attorneys.
- Mr. Pittman said they did have to sign an agreement that Council passed to the extent there would have potential injuries, they were covered under an umbrella liability, and that was of great comfort to them because if someone got hurt or there was a worker's comp claim, it could have been thousands of dollars, not just a few hours.
- Chief Lust said he still has that in the books because nothing happened. He said they were on the outskirts too. He said they did sign that agreement. He said even the engines got oil changes and gassed up before they came back.
- Mr. Tedesco said last month he asked for some comparables on the tax revenue based off of the per years during the budget meetings. He said he still has not received those.
- Mr. Pittman said he apologized. He said Mr. Tedesco is talking about tax collections.
- Mr. Tedesco said yes.
- Mr. Pittman said they can press F2 and give him a spreadsheet from at least 2004 to 2009. He said 2010 they are closing out now. He said he can get him that information in the morning.
- Mr. Malinchak said some of the information won't be as current as AI may want but it is in the Delta Report. He said but he doesn't think it will include 2010.

- Mr. Tedesco said they can get the new information. He said regarding the Mayor's thirty-day appointment of the attorney, are there any financial impacts on that for this month.
- Mayor McLaughlin said yes their firm will be paid \$5,000.
- Mr. Tedesco said thank you, he just wanted to clear that up. He said his last item is in regard to the issues that have been plaguing this Council for the last two months. He said he doesn't know if anyone is aware but his two majors in college were political science and history. He said recently he has been reminded of the term, "tyranny of the majority." He said unfortunately he thinks that is what he has seen and he doesn't like it. He said he thinks what it does is that it sends a bad message to the people of the City. He said he thinks it makes the people lose faith, not just in their government but in their elected officials. He said he wants to send a message to those people. He said please do not lose faith in all of us.
- Ms. Walker said she said just wants to piggyback on what Mike and A.J. were saying as well. She said her Bachelors was in Political Science and her Master's was in Criminal Justice Administration so she sees things a little different than her colleagues and Mr. Tedesco. She said while there may be a majority, at times they have to put aside what they personally think about a person and do what is best for the greater good and the people as a whole and not do what is best for ourselves or get power hungry. She said they have to do what is best for the people because the people elected us to do a job. She said there are times when you don't want to sell your morals or your values and you have to go against the majority. She said since she has been here, she has been going against the majority taking on a lot of issues that nobody has taken on. She said she has been out alone a lot of times on a lot of those things. She said she doesn't mind

because that is what the people put her here to do and that is to speak for the people. She said that is what she will continue to do, by herself or with other people. She said she definitely will not stop. She said she feels like they need to put their personal issues that they may have about other people to the side and move forward and do what's best for everybody not just what's best for one person. She said moving forward and getting back down to business, last night she made some comments about the Weed and Seed because she was trying to move forward. She said her comments were put in the paper and she wants to get some action in place. She said when she said about Weed and Seed getting more involved in the community, she is not talking about the police aspect of it, she is talking about the programs in the community such as a mentoring program in the Weed and Seed that actually works with Juvenile probations to get those mentored ... the kids that are actually participating in the violence. She said she thinks that would be good. She said she thinks they should open the Weed and Seed building up at night to give the kids something to do to keep them off the street. She said the Weed and Seed had a lot of money floating around that they can also get an activity bus to bring some kids up to the building. She said those are some of the things that she is talking about regarding what she thinks the Weed and Seed should be doing. She said that is what she is thinking. She said she just wanted to put that out there so people can understand her. She said she has two other things she wanted to bring up. She said they have been talking about meeting with the Police Chief about the parking meters so she wanted to set up a work session with B.J. to discuss enforcement of the meters. She said she also wants to know if she has Council's permission to bring in Ms. Jenna Finder from CeaseFire PA regarding gun legislation. She said she wanted to set those two things out and set both of those work sessions up.

- Mayor McLaughlin said they can set up a meeting with the Police Chief.
- Mr. Cherepko said that maybe they could have Ms. Finder come in before the work session next month.
- Mr. Segina said he thinks the Chief should interview the person first to see if this is a valid program and then he can approach Council on it if he believes it is. He said rather than them telling the Chief what he has to do. He said he thinks the Chief should be aware first of what the program is and if he agrees with it then this Council can move on from there.
- Ms. Walker said that is fine.
- Mr. Cherepko said then if that is okay with the Chief then maybe, they can set it up for next month, Mr. Segina. He said he thinks B.J. did mention something about CeaseFire last evening.
- Mayor McLaughlin said he doesn't remember but maybe the Assistant Chief does.
- Assistant Police Chief Green said he does not know anything about CeaseFire.
- Ms. Walker said do they want to schedule her to come in or do they want her to call B.J. first.
- Mr. Segina said to have her call B.J. first and make an appointment with him and let him discuss that program with her. He said then if he thinks the program is feasible they can schedule her to speak before the work session next month.
- Mayor McLaughlin said like Darryl said, let B.J. make the appointment with her.

- Mr. Cherepko said do they want Ms. Walker to contact B.J. or does the Mayor want to contact B.J.
- Ms. Walker said she will tell Ms. Finder to contact the Mayor. She said when will they have the meeting about the meters.
- Mayor McLaughlin said he will talk to B.J. about that too when they call him about the CeaseFire situation.
- Ms. Walker said will he set that up then.
- Mayor McLaughlin said he will set it up then.
- Mr. Cherepko said if they are both scheduled, they can set them both up before the work session for the next meeting.
- Mr. Dellapenna had nothing to report.
- Mr. Segina said Mr. Cherepko opened up the meeting with some remarks and he welcomes those remarks and appreciates that he said those things. He said he only hopes that if they agree or disagree that they do so with the best interest of the City of McKeesport and not with regard to political favor or personal favor. He said that is his wish for the new year anyway. He said they have a new budget for 2011 and it is like spring has arrived. He said they don't have a pot of gold because it is 2011. He said they had to take a T.A. note to carry them through the first part of the year. He said they are already \$80,000 behind on it because they had to borrow to pay some bills in 2010. He said beyond that they have some income they are counting on that is kind of speculative. He said they don't know for sure if they are going to get that money. He said that is a big hit if they don't get it. He said on top of that they don't know what kind of snowfall they are going to have and what type of overtime and manpower is going to be required. He said he would ask this Council and Administration to tread lightly with their

dollars and where they are going so they can see they are going with this. He said they should not make any extraneous purchases or expenses beyond what they are capable of doing. He said in September then they won't be looking at how they can save their payroll for the month of December. He said since the year 2002, they have been on the brink of bankruptcy and they sweat it out every year. He said they have been lucky and fortunate in contriving some financial ways of paying their bills and getting themselves out of trouble but that has to be paid for in the long run. He said they are stuck with a 30-year bond that they are looking at that he will never see the end of the payment on right now. He said it is a big undertaking for them to take. He said he would not like to see any more bond issue or even refinancing a bond issue. He said they have to do it on their own merit and try to get this budget in place. He said they had some surpluses in the years from 1994 to the year 2001. He said then everything went kaplooey. He said he is not going to point fingers to anybody but he is asking for this Council and Administration to be prudent in what they are doing. He said that lastly he has two wish lists. He said one is that he hopes they pave Sycamore Drive in Renzie Park before someone gets hurt up there with those strollers and they improve their telephone system in City Hall.

- Mayor McLaughlin said they did receive the T/A note money of \$1.5 million and it is in the bank. He said he agrees with Darryl in his sentiments that he hopes the Department heads can cut spending for a while because of the time of the year because they could get hit like they said.
- Mr. Malinchak said if he could add a little to what Mr. Segina said about the budget. He said the warning signals Mr. Segina sent are very serious.
- Mr. Segina said yes they are.

- Mr. Malinchak said when Mr. Segina talks about the bonding issues, they are paying approximately \$3.5 million a year on the bond payments and if you read the Delta Report they say anyone that is paying over 10% is on thin ice. He said the City is at about 16%. He said there is no more money from the bonding however, there is an option to refinance when they reach their five-year limit, which is probably tomorrow, or the next day. He said but to go on with his point, which was a very good point. He said it might behoove the Mayor and Council to come up with a contingency plan if what he fears happens.
- Mayor McLaughlin said he and Dennis just spent 2-1/2 hours today on the phone with the people in New York about refinancing the bonds, where the City is headed, where they stand and what arrangements they can get.
- Mr. Malinchak said the five years are up this week, correct.
- Mr. Pittman said it is this month. He said they spoke to Moody's today and the Mayor was able to articulate for them the changes they have made including the collection of sewage, which takes both the obligation and revenue away from the City and strengthened the bottom line.
- Mr. Malinchak said he would suggest when they get to the point when they can quantify how much it is going to reduce the monthly or annual obligation; they should have a collective wisdom in the room get together so that everyone understands what options they have.
- Mayor McLaughlin said they are supposed to get back to him by the third week of January.

- Mr. Segina said he would like to make one more point and that is Act 47. He said they have avoided it all these years. He said Act 47 is when you can't pay your bills anymore and the state comes in and take over control of your City and eliminate your contracts and tell you how your workforce is going to be arranged and where you have to cut and everything else. He said he finds it kind of ironic that if they go Act 47 that they are asking the State who is \$20 billion in debt how to take care of their budget when they themselves have a bigger problem.
- Mr. Malinchak said in defense of the State, when they set that law up, they didn't anticipate that debt. He said the first step is whether they are qualified. He said in his conversations with qualified individuals at the State level and with Delta, they are not allowed to count one-time income in the equation of whether you are qualified or not qualified for Act 47. He said when you take that into account, McKeesport has been in deficit spending for three years in a row, which means they qualify to apply for Act 47. He said that is his interpretation.
- Mr. Segina said that is one thing he doesn't want to be qualified for.
- Mr. Malinchak said Darryl put something on the table that was very clear about being cautious about promised money because they should have a contingency plan. He said they have to be cautious about Act 47 too right now because there can be X number of citizens out there that surprise you at the next meeting with a petition, and what would they do then. He said if they come in and petition for Act 47.
- Mayor McLaughlin said why would Ray say that, he is giving people ideas.

- Mr. Malinchak said the law is out there and there is public information out there on the internet.
- Mr. Pittman said the Mayor before they concluded their phone call with Moody's in New York asked that they get their information in two forms, one strictly a refinancing to lower the monthly and annual cost because of the interest rate and two to ask what the bonded capacity was. He said they will have information both ways to see what may be advantageous to continue the operation for the City.
- Mr. Segina said would that lengthen the term of the bond.
- Mr. Pittman said that is one of the alternatives. He said there will be several alternatives.
- Mr. Segina said that is not an alternative he likes.
- Mr. McCall said as they all know this is his first meeting and he has been gone for a year. He said last night was a rude awakening to nine years ago when he first sat here. He said he wants to apologize to the people of McKeesport for the actions that were taken last night by this Council. He said he thinks this Council did a very good job during the year he sat outside Council at running things and at keeping them out of Act 47. He said a problem that arose last night, has been with this Council and that they have talked about on this Council for years is the Home Rule Charter. He said the Home Rule Charter is 40 years old. He said there are a lot of things in there that they need to address and they need to be done by referendum. He said these things need to be looked at for the future. He said he has to apologize because he said some things that probably should not have been said. He said he hopes they accept his apology and he looks forward to this year. He said he is NOT running for Mayor.

- Mr. Segina said it is a good point that Mr. McCall made. He said he suggests that they do an overhaul by appointing a committee to look over the personnel policy and the Home Rule Charter to see where they stand on that to make the necessary changes to bring them up to date. He said they may even have to go into the Third Class City Code which they have to abide by also. He said he doesn't know whether the President of Council should bring that committee together or the Mayor or how it should be formed.
- Mayor McLaughlin said they will have to look at that legally.
- Mr. Segina said Mr. Moldovan can probably answer that down the road. He said he thinks that is probably the proper way to go. He said he thinks there are some things that need to be changed.
- Mr. Malinchak said he brought some questions up about the Home Rule Charter years ago so please don't get excited with this, but Ms. Williams is sitting in her position illegally with respect to the Home Rule Charter. He said it refers to "he" in there and there isn't a "she" in the Home Rule Charter. He said there are 68 "he's" in there and no "she's." He said he is sorry Patricia. He said it says "He the Secretary ... he the Clerk."
- Mr. Segina said "he" is gender-neutral in the Bible.
- Mr. Malinchak said no it is not. He said they did not say that in the beginning of the Charter.
- Ms. Diggs said she wanted to give up her seat on the Personnel Committee and she thinks Fawn would do a better job.
- Mayor McLaughlin said he thinks legally she has to put that in writing.

- Ms. Diggs said getting back to the children out on the street. She said Tom Maglicco and Tim Brown of the Boys and Girls Club gave her slips that she could give to the children if their parents permitted them to go which would allow them to visit the Boys and Girls Club three times. She said then after that if the parents were not able to pay a certain amount they were just charged \$10.00 a year for the children to go. She said there is no reason for these younger children to be out on the street. She said the ones that she met they sent to the Boys and Girls Club.
- Mr. Cherepko said he had the opportunity to say a few things earlier and he will just leave it at that. He said he was going to go into one other thing and commend Annette James on something but he doesn't want to steal her thunder because she signed up to speak this evening. He said they will just go into the Citizens in the Audience at this point. He said he will ask Annette James to come forward please.

CITIZENS IN THE AUDIENCE:

- **ANNETTE JAMES, 2618 FOREST STREET, McKEESPORT, PA.** Ms. James said she would like to remind everyone that Reader's Digest has an online contest right now. She said they can go to www.wehearyouAmerica.readersdigest.com and vote for McKeesport. She said they call a vote a cheer. She said they can cheer up to ten times a day. She said they can do it right away, by just going click, click, click, click, click ten times and it will take just a minute after signing in for the first time. She said they can vote every day. She said as of 4:18 p.m. today, McKeesport has 4,655 cheers and are at number 52. She said they have multiple prizes they are giving away to municipalities. She said they would qualify for four different monetary prizes. She said the first prize for the municipality is \$40,000, second prize is \$25,000 and runner

up prize is \$10,000. She said that depends on the number of entries that the town gets. She said the other prize they would qualify for depends upon the population of McKeesport and that prize is \$10,000 and that also depends on the number of entries. She said even if the City does not win a monetary prize, which they hope to get, there is also a chance that the town will be featured in Reader's Digest which has readers all over the world including all of the service people all over the world. She said there would also be the chance to get news about McKeesport out around the world and let everyone know what a great place McKeesport is. She said please get out and vote every day. She said vote early and vote often.

- Mayor McLaughlin said when you cheer in, you put in your zip code, correct.
 - Ms. James said correct. She said when you sign in you put in your zip code and it will go right to McKeesport.
 - Mayor McLaughlin said everyone should go online ten times a day. He said they need all the money they can get back there.
 - Ms. James said it is www.wehearyouAmerica.readersdigest.com.
- **PERNELL WASHINGTON, 2909 FREELAND AVENUE, McKEESPORT, PA.** Mr. Washington said he had a question. He said he represents Tru Vu Entertainment. He said how many of them know what Tru Vue Entertainment is. He said they were promised by a representative of the State that they would know and they still have the recognition of who they are. He said they bought two buildings. He said they have brought in over 1400 jobs into McKeesport. He said Tru Vu, which he is a member of Tru Vu and he also runs a Department of Tru Vu ... a Department which is also going to bring in anywhere from 30 to 60 employees. He said they

have been promised things from representatives from McKeesport and nothing has happened.

- Mayor McLaughlin said what representative from McKeesport would that be.
- Mr. Washington said that fellow right there (pointing at Mr. Pittman).
- Mr. Pittman said that would be me.
- Mr. Washington said they even like the building that we own. He said they tried to park in the back of property that we own. He said the property we own has parking that blocks the doorway. He said they were told they were not allowed to park there. He said they get tickets every day and were told they could have slip in the parking lot so they could park in the lot next to CVS. He said they were told they were going to have a parking space and they don't, they get tickets. He said he is looking at the representative of McKeesport as himself because he has been here 10 years. He said as he is a representative of McKeesport in this company. He said the people that support them and the people that put the money in, look at him and say McKeesport is not behind his back. He said they call here and ask people if they know him and the first thing they say is no. He said then he looks like a liar and the company he works for looks like a liar because they were promised all this stuff and they are not seeing anything.
- Mr. Pittman said would they like him to address this.
- Mayor McLaughlin said where are these buildings located.
- Mr. Washington said one is located across from the Plasma Center in the old Immel Building. He said the

other building is across the street from the new Social Security building.

- Mayor McLaughlin said it is the old Incubator.
- Mr. Washington said yes.
- Mr. Pittman said he would certainly be delighted to try to address his comments. He said he can address them in his case.
- Ms. Diggs said Dennis
- Mr. Pittman said Mr. Smith and Kathy, his wife, are both here if they would like to join Mr. Washington at the microphone. He said they have met on several occasions.
- Ms. Diggs said no one else has met them.
- Mr. Segina said he has been down at their place.
- Ms. Diggs said nothing has been done.
- Mr. Segina said they didn't ask him.
- Ms. Diggs said oh yes they did.
- **JIM SMITH, 617 ATLANTIC AVENUE, McKEESPORT, PA.** Mr. Smith said his colleague is a little overzealous. He said there have been a lot of things that they have tried to get with the City on with regards to the businesses that they are trying to bring into this community. He said they are on a schedule of trying to work into a practice of about 1,800 employees. He said he has been in conversations with Dennis about this on numerous occasions. He said the thing is though that it doesn't seem to be ... there seems to be a lot of strange things and from what he seems to be listening to tonight, there seems to be a lot more going on with

McKeesport than what he probably was aware of. He said for that much he can understand a lot of the downtime of communication stuff going back and forth. He said however there are issues. He said parking is one of the issues that he and Dennis are trying to get worked out. He said he has not had a chance to meet with the Mayor yet and he apologizes for that. He said he has not had the opportunity to get down there. He said there are issues. He said for example they put up a \$500 prize deal for the City when the Christmas parade was coming through. He said the check is still sitting in his office. He said no one has claimed it. He said they were trying to get in with the Mayor's office and find out what was going on with this support that was supposed to be done with certain people and got slacked off to the side. He said there were all kinds of little things that are making new business people who are walking into this community saying let's get rolling with the things they are doing not to see this going forward. He said it is not a point that ... it has them extremely concerned about what they should do here. He said to be perfectly frank, he has not had a chance to talk with Dennis and he really did not want to bring it up at the meeting but there are rumors going around that they are closing their doors. He said they are not. He said they are subsiding a few businesses. He said he has lost investors. He said he is going to be honest with them. He said it is because of the things that they were told that were going to happen and they have not happened.

- Mr. Cherepko said would Dennis like to comment on this.
- Mr. Smith said it has not been Dennis's fault.
- Mr. Pittman said he will take full responsibility for this. He said he knows Mr. Smith and his wife have met with him on several occasions. He said the

issues Mr. Smith has described they have discussed. He said they have discussed parking for example, including the potential of using the Lysle Boulevard Garage if that materializes; the use of the Cox's lot, which they are not at liberty to give up yet because the project is not done; and possibly even the use of spaces tangential to area behind his building and some land that the Redevelopment Authority thinks they may be able to convey to them or has already been conveyed to the Executive Building. He said Mr. Callan is reviewing that. He said they have talked about the 12 spaces being the Incubator building that he bought and he has not seen a proposal from him but he believes they were amicable in doing that and in fact he got a call from the Port Authority today to see if they were available for them for their Park N Ride. He said he told them no until they were done negotiating. He said he guesses he is at fault and is disappointed that he has not been able to crystallize those any further for him. He said he is not sure exactly where the balance of his plan is going.

- Mr. Smith said his concern is not a point of just balancing the parking. He said please don't misconstrue this. He said they really were looking at consideration of employees by OJT through BWE. He said they have been to four different cities so far in regards to BWE alone. He said, gentlemen and ladies, this program doesn't work. He said he is sorry.
- Mr. Pittman said if he could comment on that. He said he is not saying it works or doesn't work. He said he would like to say it is our program as taxpayers. He said it is our program as taxpayers

to the extent that they are residents of the State of Pennsylvania. He said he knows he has met with Allegheny County. He said part of that adjudication process to get him eligible and get the funding does not come through the Mayor's office or the Community Development Office but comes out of Allegheny County. He said it is his understanding that when he met with them for whatever reason, that they have not been able to get him funded. He said he knows that Congressman Doyle and his aide, Jeff Schaffer, personally have met with him.

- Mr. Smith said they met with him once and never returned his call.
- Mr. Pittman said he certainly would call the Congressman himself. He said he is sorry that the U.S. government and Mr. Obama have not been in to see him.
- Mr. Smith said he is not saying he wants to see everyone in government to make things happen. He said what he is saying is that to all the associates that he has been dealing with around are very nervous about what they are seeing. He said that is the only statement that he needs to make right now.
- Mr. Cherepko said what is he asking from them at this point.
- Mr. Smith said at this point they are literally re-evaluating things. He said because again, part of the proposals that he put to other corporations to come here was under the premises under BWE and OJT. He said at this point OJT is well out the window at least for the next month or so.

- Mr. Pittman said if he understands it, that program is in place but oversubscribed so that he is in a que and when they get money.... He said although he is finding employment opportunities and McKeesport's unemployment rate exceeds the County's rate and all of the counties around them but until someone funds it He said with the new administration they may have difficulty seeing any new funding until July.
- Mr. Smith said he already figured that out.
- Mr. Pittman said he doesn't know what to tell him other than to be honest with him that they directed him to the people who make the decisions and they said
- Mr. Smith said he doesn't want to run over his three minutes here. He said he does appreciate that but they also have to understand that when those calls are not returned and even though they are being put into the que, they have nothing in writing. He said all they have is people saying something is going to happen. He said when they are dealing with people ... he is leaving this week to go to Holland to partially meet with the Board of Directors but also to meet with a couple of other people they are dealing with. He said they are talking about a \$20 million deal. He said he needs to have a reason. He said it is really that simple.
- Mr. Pittman said if they can put something in writing that he could take in hand that would help him, he doesn't know what to do with their budget constraints and programs that they fund to do much more than they are doing. He said he apologized to this gentleman. He said he has never spoken to him about those issues and he likes to

think he is available. He said he was not available to Mr. Smith today because they were on a conference call to New York, but other than that he is available evenings, weekends, Saturdays, Thanksgiving parades, anytime is not a problem for him to meet. He said he would like him to convey that to the people that have those bus tires across his chest at the moment.

- Mr. Smith said again that is why he would like to stipulate that he has really learned a lot today and it has been an interesting meeting here to say the least. He said they have their hands full.
- Mr. Segina said he was at Mr. Smith's grand opening this past summer. He said when he went down there this past summer and everything looked kind of rudimentary. He said there was one girl at the computer. He said what he would like to see is a prospectus of the business that they have down there. He said he knows of the one building he has down there. He said he knows they were also putting a coffee shop in down there.
- Mr. Smith said actually Marva is putting in a restaurant and the coffee shop is going in the Incubator Building. He said they actually own the Incubator Building.
- Mr. Segina said that is a change then.
- Mayor McLaughlin said and also an ice cream place.
- Mr. Smith said no, that is actually part of their plans.
- Mr. Segina said he told them down there that she was going to go next door to Marva's Coffee Shop. He said he thought he said that.

- Mr. Smith said no, it is actually in their business plan.
- Mr. Segina said then why not make up a prospective so they know what they are trying to do in each of those buildings.
- Mr. Smith said he appreciates that but it is something that was already turned in almost six months ago.
- Mr. Segina said he is talking to someone here who has not seen one thing about what he is doing down there.
- Mayor McLaughlin said he has not seen it either and he was at the Grand Opening.
- Ms. Walker said yes they did get the information.
- Ms. Diggs said Jason didn't know anything about it either. She said asked Jason to meet Mr. Smith. She said she asked Mr. Smith to come to this Council Meeting in order to introduce himself to McKeesport.
- Mr. Segina said he is not trying to chase him out. He said he is trying to get some more information so that if there is a possibility that any of them can help then they will do that. He said they have a man here that if there is any mountain he can move, he will do it.
- Mr. Cherepko said for the time being Mr. Pittman and the Mayor should sit down with Mr. Smith.
- Mr. Pittman said he thinks Bethany has also contacted the State Enterprise Zone folks.

- Ms. Diggs said they also have State Representative Kortz here. She said maybe they could introduce Mr. Smith to him.
- Mr. Smith said the bottom line is that he wants to make sure that everyone here has a copy of the business plan and summary. He said Dennis has a copy but he will get a copy to them.
- Mr. Segina said they are not here to kick business out, that is for sure.
- Mr. Smith said if he believed that, he wouldn't be sitting here. He said that is honestly the truth. He said he is being very serious when he is saying this and then he wants to defer this to other people who have things to say as well. He said Dennis has been very helpful in a lot of things they have done. He said the problem is ... and he hates to say this but Dennis really has been busy with the transition with the Mayor and everything else that has gone on. He said he understands that. He said he guess what is upsetting Pernell is that when he goes on the street and when he talks to other individuals is that no one knows they are here. He said they have been in the paper and on the radio. He said there has even been a TV spot on them. He said yet no one even seems to know they are here. He said for him, he promises they will all get a copy of the business plans and everything they have so they all know what they are trying to bring into this community.
- Mayor McLaughlin said they would appreciate it. He said he is up in the air about everyone. He said other than being at their Grand Opening, that is all he knows.

- Mr. Smith said hopefully they will have another one with the other building. He said hopefully the food was good enough. He said he appreciates them letting him speak.
 - Ms. Diggs said she has been trying to spread the word. She said she has been in close contact with Pete and they are privileged to have Representative Kortz here and she would like them to meet tonight. She said maybe the City can spread the word that they do have businesses coming in here.
 - Mr. Cherepko said to be honest, he can see there is a significant amount of frustration on his part but he applauds him for coming in here with such a positive attitude. He said he thanks him for that. He said with the Mayor, Dennis and Representative Kortz they should be able to get this moving forward and get a meeting and get the word out there.
 - Mr. Smith said he would like to applaud the Mayor for being thrown into the spectrum he has been thrown into.
 - Mayor McLaughlin said he has been around a long time.
 - Mr. Smith said are there any questions he can answer. He said thank you.
- Mr. Cherepko said before they get into new business, he is going to ask for a motion to remove Bills #102, #103 and #108 from the Agenda.
 - Mayor McLaughlin said why are they eliminating these Bills from the Agenda.

- BILL #102: AN ORDINANCE OF THE CITY OF McKEESPORT, ALLEGHENY COUNTY, PENNSYLVANIA, AUTHORIZING THE PROPER CITY OFFICIALS TO ENTER INTO THE ATTACHED AGREEMENT WITH THE SOLICITOR FOR SERVICES PERFORMED.**

RC-5	YEAS:	McCALL, SEGINA, DELLAPENNA, DIGGS, WALKER, CHEREPKO, TEDESCO	7
	NAYS:	NONE.....	0

TABLED BILL:

BILL #160: A RESOLUTION OF THE CITY OF McKEESPORT, ALLEGHENY COUNTY, PENNSYLVANIA, AUTHORIZING THE PROPER CITY OFFICERS TO ENTER INTO AN AGREEMENT WITH THE COUNTY OF ALLEGHENY FOR THE REHABILITATION OF THE MANSFIELD BRIDGE.

Mr. Cherepko said Bill #160 will remain on the Table.

NEW BUSINESS:

ORDINANCE #11-1 – BILL #101: AN ORDINANCE OF THE CITY OF McKEESPORT, ALLEGHENY COUNTY, PENNSYLVANIA, AUTHORIZING THE PROPER CITY OFFICIALS TO ENTER INTO AN AGREEMENT WITH EDWIN D. COULTER FOR EMPLOYMENT SERVICES.

MOTION: Mr. Dellapenna moved, seconded by Ms. Diggs, "To adopt Bill #101."

COMMENTS:

- Mr. Tedesco said he wants to reiterate that because this is the creation of another paid position he doesn't believe that they should be adding any paid positions to the City at this point. He said he explained this at the budget meeting so everyone is aware of that. He said he also doesn't believe that they should be entering into a three-year contract. He said he thinks the standard one-year contract should suffice. He said he just wanted to get that on the record.
- Mr. Segina said the only thing he would like to add to this ... and he talked to Mr. Coulter too so there is no misunderstanding. He said they have \$12,000 going to him each year over a period of three years. He said if his value goes up and they see that there is more work involved that

they had actually realized, they are still locked into \$12,000 as opposed to leaving it opened where they could increase his salary or maybe he is not doing his job and they could decrease it. He said that is the only thing he doesn't like is locking in to an agreement. He said why they are locking into an agreement for these kind of deals, he just doesn't understand.

- Mr. Cherepko said quite frankly it doesn't matter to him. He said he sees both sides of this. He said if they want to do a one-year contract
- Mayor McLaughlin said could they legally reopen the contract if they decide to change it.
- Mr. Moldovan said does he mean on the Resolution.
- Mayor McLaughlin said yes.
- Mr. Moldovan said they can amend the Resolution to read one year if they wish.
- Mr. Cherepko said they need a motion to amend the Resolution
- Mr. Elash said this contract has a clause in it that it can be terminated within 30 days and it can be changed at any time. He said if at any time they want to change the compensation or increase the compensation, they can certainly do that. He said they can give him more or less money upon 30 days notice of either party.
- Mr. Segina said the thing is they have an agreement and if they put it in the budget and it is in an Ordinance then it is the law. He said if they are going to say they are giving him the money, then he has the money, then why do they need an agreement. He said he doesn't understand.

- MOTION:** Mr. Segina moved, seconded by Ms. Walker, "To amend Bill #101 to amend the contract to make it a one-year contract instead of three-year contract."

MOTION: Mr. Dellapenna moved, seconded by Ms. Diggs, "To adopt Bill #101 as amended."

- 54 -

NAYS: TEDESCO..... 1

ORDINANCE 11-2 – BILL #103: AN ORDINANCE OF THE CITY OF McKEESPORT, ALLEGHENY COUNTY, PENNSYLVANIA, AUTHORIZING THE SOLICITOR TO NEGOTIATE THE TERMS OF A LEASE FOR THE RESIDENCE CURRENTLY LOCATED ON THE PALKOVITZ PROPERTY OWNED BY THE CITY OF McKEESPORT.

MOTION: Mr. Segina moved, seconded by Mr. Dellapenna, "To adopt Bill #103."

COMMENTS:

- Mr. Segina said he would like to see where they are authorizing the Solicitor to negotiate the terms of the lease. He said Mr. Rouse has been on that property for quite a long time. He said he would like to see the lease read ... and he is not dictating but is mentioning what his preference is ... that they lease him the land for \$1.00 on the premise that he will take care of it in an orderly fashion as long as he lives there. He said he doesn't know if it is in there or not but once he moves out or passes on, that house and property should then revert back to the City. He said should that be put in there, Mr. Moldovan. He said he doesn't know if Mr. Moldovan heard him.
- Mr. Moldovan said his understanding is that the City already owns that property.
- Mr. Segina said the City does own it.
- Mr. Moldovan said any requirement for the property to revert to the City once he leaves is redundant and not necessary.
- Mr. Segina said then he would just like to emphasize that he would like to see him pay \$1.00 for that residence as long as he is taking care of it.

- RC-8** YEAS: McCALL, SEGINA, DELLAPENNA, DIGGS,
WALKER, CHEREPKO, TEDESCO 7
- NAYS: NONE..... 0

MOTION: Mr. Segina moved, seconded by Mr. Dellapenna, "To adopt Bill #104."

- Mr. McCall said what does that bring the Mayor's Reserve Balance down to now.

- Mr. Pittman said approximately \$420,000 notwithstanding interest.
- Mr. Malinchak said he has a comment with respect to the way he is capturing that in the line item budget. He said he does not think it is descriptive enough. He said they went over that last night.
- Mr. Segina said the best solution right now is that the \$80,000 that was used out of that fund should go back into it immediately. He said it is a wash and that is the way it should be now.
- Mr. Malinchak said understand
- Mr. Pittman said if he could maybe address Mr. Malinchak and Mr. Segina.
- Mr. Malinchak said he would like to explain exactly the concern he has if he can find it. He said they have \$550,000 that they show as an actual for 2010. He said then they drop it to \$421,000. He said he is citing that from memory because he cannot find it right now. He said but they don't have \$500,000 right now because of the action of Council when they took the vote, they took \$80,000 out. He said so \$80,000 has to show up on another line item. He said that is all he is telling them. He said the amount they are carrying forward to 2011 is \$421,000.
- Mr. Pittman said that is correct.
- Mr. Malinchak said it is not showing that way.
- Mr. Pittman said he believes it is if he has the right copy.
- Mr. Malinchak said he has so many copies that he doesn't know which one is the right one. He said he has a copy for everyone in McKeesport.

- Mr. Pittman said in deference to his comment, there are two things. He said first of all Mr. Segina asked and he thinks they changed the title to Operating Fund Balance. He said secondly it is his understanding that the Administration could not use any of that money unless they came back to Council and asked their permission. He said that was the case in prior years. He said that money is still sitting in the budget and it was his understanding that he still needed to go to the Mayor and then get permission to come back to Council to use it. He said it is sitting in an account titled Operating Fund Balance rather than Mayor's Fund Balance and they could not access it without permission of Council. He said in answer to Mr. Malinchak's question about the \$80,000, they discussed that today. He said two things have occurred. He said as the Mayor noted, the T/A note is available to them today but that does NOT replace the \$80,000 but merely gives them liquidity and the cash flow they may need in the short term. He said in order to put the money back in, like Mr. Segina has asked, he was not responsible for being able to collect the \$80,000 in 2010 revenues from either Real Estate or Municipal Service Fees. He said he used the term low-hanging fruit. He said it would be his goal to ask the staff that works with him to pursue that 2010 receivable because they are not going to give it to the Delinquent Tax Collector. He said when they collect it, and he thinks they have an opportunity to do that, it would go back in and would make the budget balance the way he saw it before he asked to borrow it. He said would that satisfy the Controller. He said they are not giving it to the Delinquent Tax Collector. He said they are going to collect that \$80,000 themselves and put it back in.
- Mr. Malinchak said the issue is very clear. He said all of the sudden they drop the \$500,000 revenue source for 2011 down to \$421,000. He said the question is if they dropped to \$421,000 and they totaled the Revenues and Expenses, they have to come up \$80,000 short. He said what adjustment did they make to balance the budget.

- RC-9** YEAS: McCALL, SEGINA, DELLAPENNA, DIGGS,
WALKER, CHEREPKO, TEDESCO 7
- NAYS: NONE..... 0

MOTION: Mr. Tedesco moved, seconded by Ms. Diggs, "To adopt Bill #105."

MOTION: Mr. Dellapenna moved, seconded by Mr. Tedesco, "To adopt Bill #106."

RESOLUTION #2011-3 – BILL #107: A RESOLUTION OF THE CITY OF McKEESPORT, ALLEGHENY COUNTY, PENNSYLVANIA, REAPPROVING A REQUEST FROM TOM CLARK FOR A SUBDIVISION OF PARCEL 554-G-200 CREATING TWO (2) LOTS DEFINING MARSHALL DRIVE EXTENSION.

MOTION: Mr. Tedesco moved, seconded by Mr. Dellapenna, "To adopt Bill #107."

COMMENT:

- Mr. McCall said how many times are they going to do this.
- Ms. Diggs said when are they going to move off of Marshall Drive.
- Mr. McCall said why do they have to keep on doing this.
- Mr. Elash said there was actually a mistake in the drawings that were done by the original engineer, not the City's engineer. He said the survey who had taken the original survey had made some errors in the metes and bounds. He said it was discovered when they were drafting the deed to have the parcels transferred into Mr. Clark's name, they did not match up and the descriptions did not close so they had to redo that and prepare the subdivision plan again.
- Mr. Moldovan said this is necessary.
- Mr. McCall said he sat here for eight years and three times in eight years they did the same thing.
- Mr. Elash said they got it done and there was a small mistake and they tried to re-record it within 30 days and the signature would have all been good.
- Mr. Segina said some of the other things they had to do were land related.
- Mr. McCall said it doesn't matter, he just wondered why they did anything.
- Mr. Segina said all he wants to know is that Tom Clark brings business up here.

RC-12 YEAS: McCALL, SEGINA, DELLAPENNA, DIGGS,
 WALKER, CHEREPKO, TEDESCO 7

 NAYS: NONE..... 0

RESOLUTION #2011-4 – BILL #108: A RESOLUTION OF THE CITY OF McKEESPORT, ALLEGHENY COUNTY, PENNSYLVANIA, AUTHORIZING THE CITY SOLICITOR TO NEGOTIATE A COOPERATION AGREEMENT WITH ALLEGHENY COUNTY FOR THE CITY’S USE OF THE FORMER CAPCO BUILDING ON WALNUT STREET AND THE PROPER CITY OFFICIALS ARE HEREBY AUTHORIZED TO EXECUTE SAME.

MOTION: Ms. Diggs moved, seconded by Mr. Tedesco, “To adopt Bill #108.”

RC-13 YEAS: McCALL, SEGINA, DELLAPENNA, DIGGS,
WALKER, CHEREPKO, TEDESCO 7
NAYS: NONE..... 0

RESOLUTION #2011-5 – BILL #109: A RESOLUTION OF THE CITY OF McKEESPORT, ALLEGHENY COUNTY, PENNSYLVANIA, AUTHORIZING THE PROPER CITY OFFICERS TO ENTER INTO A LEASE AGREEMENT WITH THE ALLEGHENY COUNTY DISTRICT ATTORNEY FOR OFFICE SPACE AT 201 LYSLE BOULEVARD, McKEESPORT, PA.

MOTION: Mr. Segina moved, seconded by Mr. Tedesco, “To adopt Bill #109.”

RC-14 YEAS: McCALL, SEGINA, DELLAPENNA, DIGGS,
WALKER, CHEREPKO, TEDESCO 7
NAYS: NONE..... 0

RESOLUTION #2011-6 – BILL #110: A RESOLUTION OF THE CITY OF McKEESPORT, ALLEGHENY COUNTY, PENNSYLVANIA, AUTHORIZING THE PROPER CITY OFFICERS TO ENTER INTO AN AGREEMENT WITH SHERRY WARD AS “WEED & SEED COORDINATOR.”

RC-15 YEAS: McCALL, SEGINA, DELLAPENNA, DIGGS,
CHEREPKO, TEDESCO..... 6

NAYS: WALKER 1

RC-16 YEAS: McCALL, SEGINA, DELLAPENNA, DIGGS,
WALKER, CHEREPKO, TEDESCO 7

NAYS: NONE..... 0

- 63 -

RC-17 YEAS: McCALL, SEGINA, DELLAPENNA, DIGGS,
WALKER, CHEREPKO, TEDESCO 7

NAYS: NONE..... 0

MOTION: Mr. Tedesco moved, seconded by Mr. Segina, "To adopt Bill #112."

RC-18 YEAS: McCALL, SEGINA, DELLAPENNA, DIGGS,
WALKER, CHEREPKO, TEDESCO 7

NAYS: NONE..... 0

- Mr. Malinchak said he had a couple of items he would like to cover. He said first he would like to report on the International Village. He said he wanted to thank Mr. Pittman for being very patient with him with the many questions he had on International Village. He said he gave him every item of backup he asked for. He said thank you very much.

- 64 -

- Mr. Malinchak said one of the items he would like to report on is that according to the figures provided by Mr. Pittman, they collected \$36,832.19 at the gate. He said don't ask how the \$.19 got there when it is \$2.00 a person to get in.
- Mayor McLaughlin said he through \$2.19 in out of his pocket.
- Mr. Malinchak said as a result this translates into 18,417 persons over the three day period. He said the total revenues realized were \$92,379 and the total expenses were \$113,794 which means there was a shortfall of approximately \$21,414. He said in all fairness to the committee, they changed their accounting method to the point where they took a total expense approach. He said they included the expenses for the public works folks, the police and fire department. He said the services contributed by those employees now show up as an itemized expense against the International Village. He said that was not done in previous years. He said the only recommendation he has for the Mayor is that the financial report which is excellent, but the statement on the front which captures the attendees should be put up on the McKeesport website. He said he gets a lot of questions out there and this would answer a lot of those questions.
- Mayor McLaughlin said he told Ray to quit loafing at McDonalds with the senior citizens.
- Mr. Malinchak said what senior citizen place does Rege loaf at.
- Mr. Segina said he would like to make a remark on this. He said in the 26 years that he has been out there this is the premier event of the City. He said this is the showcase. He said in all those years, the public works,

the police, the fire have always been in kind services. He said they have always come out at night for the three days they have the event they have been taken care of. He said he doesn't see any reason why they have to put that in there because it is in kind services and it is meant to be and has been like that for 50 years. He said why all of the sudden they changed that method, he doesn't understand. He said he would like to see only revenue and expenses. He said the bottom line is what are they making. He said the City is going to get the money anyway. He said the City should be doing this, thanking the committee members who are working so hard and making the money they have of revenue over expenses and giving them recognition. He said once that money is put to a specific use, they should thank that committee for working so hard. He said he asked that for three or four years now and that has never happened. He said he hopes somewhere along the line, they get to the point of thanking the committee for doing that work. He said they get a t-shirt and long days working out there.

- Mr. Malinchak said what is Mr. Segina saying. He said he doesn't disagree with him. He said the position that he would take is that it is the position of the committee to come up with any accounting paradigm they desire. He said that is what they did. He said using Mr. Segina's model, in order to be fair to them and to answer his question, if they would continue to use the model they used in previous years, they would have shown about a \$30,000 profit. He said Mr. Segina is absolutely correct. He said Mr. Segina has to talk to the chairperson and committee people as to why they did adopted that new technique.
- Mr. Pittman said they just followed instructions in the finance section.
- Mr. Malinchak said he doesn't disagree with Mr. Segina.

- Mr. Segina said he doesn't mind them setting aside and saying this is how much it costs the City for labor and police and fire. He said that is what the City contributed in-kind for International Village. He said but they should look at the truth regarding the revenues that are generated there. He said it is a wonderful event and he was so proud to be a chairman of that thing. He said it should go on without any interference from of figures as they showed here.
- Mr. Malinchak said he doesn't disagree, but it is their call. He said they can only follow what is in front of them and they were only following instructions. He said Council can change that if they wish but they will have to talk to the committee. He said does Mr. Segina have anything else.
- Mr. Segina said no, it is getting late.
- Mr. Malinchak said he has a couple of other matters that bother him that he has seen in the newspaper. He said he would just like to bring them to the attention of those who are listening. He said this was reported on December 26 in the Pittsburgh Tribune Review by Eric Heyl. He said Eric had a conversation with the former Mayor. He said there was a comment made in here that bothers him a real lot. He said it says, "after resigning though Brewster didn't cash that check. Instead he began distributing roughly \$60,000 in deferred money to community organizations in McKeesport." He asked if Mr. Pittman signed a check without his signature.
- Mr. Pittman said no sir, none of the money that is being referred to is real.
- Mr. Malinchak said how did such an erroneous fact get into the newspaper.

- Mr. Pittman said he would never like to take on anybody who buys ink by the barrel but that person may have been mistaken.
- Mr. Malinchak said that reflects on them as if they signed a check without the knowledge of Council.
- Mayor McLaughlin said he is glad Ray brought that up because he was going to ask him about that.
- Mr. Malinchak said now that Mr. Pittman is mad at him. He said on October 13 there was another article in the paper that says, "Brewster says that the City should end the year with \$500,000 to \$1 million in the fund balance. City Administrator Dennis Pittman backed up the Mayor." He said when they put out information like that and he recognizes that they are speculating because no one can calculating where they are going to be, and the unions start looking at it and the vendors look at it and start calling because he is not paying their bill, what does he tell them when he says there is up to a \$1 million surplus.
- Mr. Pittman said usually he refers them Jacob Marley, his partner, and he never paid anything.
- Mr. Malinchak said good answer. He said that is what makes it tough when you go into union negotiations. He said the other item he wanted to bring up is
- Mayor McLaughlin said Ray said he only had two items.
- Mr. Malinchak said this is a comment on a more serious vein. He said the Mayor chastised him in the paper for releasing what he referred to as a draft copy of the Delta Report. He said October 13 is the newspaper that has it. He said the Mayor said Ray was out of bounds and clearly overstepped his bounds and had an irresponsible act for releasing this report. He said yet, he has a

document right here that shows the Delta Report was completed in August 2010, six weeks before the statement was made about his irresponsibility.

- Mr. Pittman said he is not taking sides on that. He said he will say that he did not even see those completed documents which were a draft until December 3, the night of the December Council meeting. He said they could have put 1999 on that cover. He said that is an inaccurate statement and he thinks everyone sitting here was in that meeting except Ray. He said they didn't even get here until December.
- Mr. Malinchak said the point is that when he has communications and an email and spoke to a person at Delta and she said she was going to provide the report for the September meeting. He said he has it in writing and email from them. He said his contention is that someone from the City encouraged them to sit on the report. He said his report is dated September. He said 2 of the 3 reports were dated September. He said who from the City would have encouraged them to sit on the report.
- Mr. Cherepko said they should move on.
- Mr. Malinchak said he takes issue with someone criticizing him in the newspaper when they themselves may have been the one to sit on it.
- Mr. Cherepko said Mr. Malinchak has made his point very clear.
- Mr. Malinchak said he is going to defend himself. He said Mike should be helping him. He said he is going to recommend that Council pay bills in the amount of \$28,515.00.

RC-19 YEAS: McCALL, SEGINA, DELLAPENNA, DIGGS,
WALKER, CHEREPKO, TEDESCO 7

NAYS: NONE..... 0

- 70 -